D48

O.E. 71.

19 38.

Department of Revenue

OFFICE Board of Revenue

STATION Madras

Mis: No. 1663

Dated 15-6-38

D 2040/38

Pages in the file

(SUBJECT.)

Land + Buildings - Military (Bellary
Bellary Town - Disposal - Sale proceeds
Adjustment - Refer to Audit

589

Revenue Department.

3781/32 New File No. B2040/

Memorandum No. 421-D/33-47, dated 10th October 1936.

Land and Buildings - Military - (Bellary) - Bellary Disposal.

Letter from the Government of India, Defence Department, Nos. 2451-L/D4, dated 25th August 1936, and 2734-L/D4, dated 29th September 1936.

Copies of the letters of the Government of India, Defence Department, quoted above, together with their enclosures and of this Government's letter No. 421-D/33-46, dated 29th September 1936, are forwarded to the Board of Revenue with reference to its Reference No.B. 3781/32-69, dated 13th June 1936. The Board is requested to instruct the Collector of Bellary to have the sale deeds executed by the purchasers concerned on stamp papers of the proper value and to submit them to the Government for transmission to the Government of India for execution by the Secretary to the Government of India, Defence Department. The cost of the stamp papers should be borne by the purchasers.

2. The Board is requested to report whether the boundaries of the lands as given in the Schedules to the draft deeds have been carefully checked and whether Government have been in undisturbed possession of the properties for over 12 years.

W.R. WIELLI,
Secretary to Government.

To the Board of Revenue (with enclosures).

FORWARDED.
(By Order)

D.R. Dyagaraja Sahi
10.10.36
Superintendent.

v.s.v.10-10.

591

Letter from the Government of India, Defence Department, No. 2451-L/D.4, dated 25th August 1936.

Disposal of Military properties at Bellary.

With reference to your letter No. 421-D/33-45, dated the 4th August 1936, I am directed to return the draft deeds of sale duly approved. The words 'subject to the conditions hereinafter mentioned' have been added at the end of the Habendum. It is assumed that the boundaries of the land as stated in the schedule have been carefully checked and that Government have been in undisturbed possession of the property for over 12 years. A plan of the land should be attached to the deed.

Letter from the Government of Madras, Revenue Department, to the Government of India, Defence Department, No. 421-D/33-46, dated 9th September 1936.

Land and buildings - Military (Bellary) - Bellary - Disposal. Letter from the Government of India, Defence Department, No. 2451-L/D.4 dated 25th August 1936.

I am directed to state that two draft deeds of sale relating to S.Nos 635-F and 638 of Bellary respectively were forwarded to the Government of India, Defence Department, for approval with this Government's letter No.421-D/33-45, dated 4th August 1936. With their letter quoted above, the Government of India have returned two copies of the draft sale deed relating only to S.No. 635-F of Bellary. I am to request that the draft sale deed in respect of S.No. 638 also may be returned approved, together with the plans of S.Nos. 635-F and 638 of Bellary referred to in the two draft deeds of sale which were also sent to the Government of India with this Government's letter mentioned above.

2. I am to point out in this connection that the draft sale deed in this case is in the form contained at pp. 129-130 of the Military Lands Manual (as modified upto 31st December 1932) which provides for the execution of the deed both by the vendor and the purchaser. This form, however, was amended by the Government of India in their letter No.2779/ L.C. (A.D.4) dated 11th September 1935, so as to provide for the execution of the deed by the Vendor only. I am to enquire whether this later form may be adopted in this and other similar cases and whether the draft sale deed approved by the Government of India in their letter quoted above may be altered accordingly.

H.R. Uzielli,
Secretary to Government.

Letter from the Government of India, Defence Department, Simla,
No. 2734-L./A.D.4, dated 29th September 1936.

Disposal of military properties at Bellary.

With reference to your letter No. 421-D/33-46, dated the 9th September 1936, I am directed to forward a copy of the draft deed of sale in respect of Survey No. 638 duly approved. The plans asked for are also returned.

2. As regards paragraph 2 of your letter under reply, I am to add that if there are covenants to be observed by a purchaser the sale deed should be executed by him, otherwise the seller only should execute it. As the sale deed in respect of Survey No. 635-A returned to you with Defence Department letter No. 2451-L./D.4 dated the 25th August 1936, contains such xxx covenants no alteration in that is necessary.

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27 duplicate 1
597

INDENTURE OF SALE BY GOVERNMENT.

This indenture made the day of One Thousand Nine Hundred and Thirty between the SECRETARY OF STATE FOR INDIA IN COUNCIL (hereinafter called the Vendor which expression unless repugnant to the context shall include his successors and assigns) of the one part and Ingeti Ramaswami Naidu residing in Bellary in Bellary taluk Bellary District (hereinafter called the purchaser which expression unless repugnant to the context shall include his heirs, executors, administrators and assigns) of the other part.

Whereas the Vendor has agreed with the purchaser for the sale to him of his right, title and interest of and in the hereditaments and premises described in the Schedule hereto at the price of rupees 3,000/-(Rupees Three thousand) only free from all encumbrances and subject to the conditions hereinafter contained.

NOW THIS INDENTURE WITNESSETH that in pursuance of the aforesaid agreement and in

(2) 275 (599

consideration of the sum of Rupees 3,000/-
(Three thousand) only paid by the
purchaser to the Vendor (the receipt whereof
the Vendor hereby acknowledges) the Vendor
hereby transfers conveys and grants unto the
purchaser ALL his right, title and interest
of and in the hereditaments and premises
described in the schedule hereto and
delineated in the plan hereto annexed
TO HAVE AND TO HOLD the said hereditaments
and premises UNTO AND TO THE USE of the
purchaser AND the Vendor doth hereby covenant
with the purchaser that he has not done any-
thing or suffered anything to be done whereby
the said hereditaments and premises are in any
way encumbered or affected AND FURTHER that he,
the vendor, shall and will, from time to time
and at all times hereafter at the request
and cost of the purchaser do and execute or
cause to be done and executed all such acts,
deeds and things whatsoever for further and
more perfectly assuring the said hereditaments
and premises unto and to the use of the

Subject to the conditions hereinafter mentioned

purchaser in manner aforesaid as shall or may be reasonably required.

The conditions above referred to:

(1) That the said Ingeti Ramaswamy Nai his heirs, executors, administrators and assigns shall pay to the Government of Madras according to the kistbandi of the Bellary taluk an annual ground rent of Rs. 5/- (five only) which shall be liable to revision at resettlements.

(2) That in default of such payment, the said ground rent may be realised under the law for the time being in force for the recovery of arrears of land revenue;

(3) That the alienation of the land without the sanction of the Government of Madras to a person other than a British subject or a subject of a State in India shall invalidate the grant;

(4) That the land shall be subject to all general taxes and local rates payable by law or custom;

(5) That the existing and customary

rights of the Government in streams, paths and roads running through or bounding the land disposed of under this sale and the right of the Government to a share in mines and quarries subjacent to the said land are reserved and are in no way affected by the disposal of the land under this sale. Government also reserve to themselves or to persons authorised by them the powers necessary for the proper working of the minerals such as the full and free liberty and right of ingress, egress and regress etc., as detailed in part II of the model form of mining lease (in appendix IX, Chapter VIII of the Madras Mining Manual) subject to the payment or rendering of compensation to the surface owner for all damages that he may sustain by the exercise of such rights.

(6) That the right to all sandalwood trees and their branches and roots, which may grow on the land is reserved to the Government of Madras and that that Government shall be at liberty to cut or dig out any

such trees or their roots and branches and remove them from the land in question and dispose of them at their pleasure. The purchaser shall not be entitled to cut or remove them or cause them to be cut or removed without the permission of the Collector of the district.

(7) That the purchaser shall take all reasonable measures to the satisfaction of the Collector of the District for the protection of the sandalwood trees from theft or damage and for the careful protection of the immature trees growing on the land.

(8) That the purchaser shall take steps to see that the marks made by the officers of the Government on the sandalwood trees are preserved and are not tampered with; and

(9) That in the event of the infringement of, or failure to observe, any of the conditions (6) to (8) mentioned above, the purchaser shall pay to the Government of Madras such compensation as is determined by the Collector of the district for any loss or

damage caused by such infringement or failure on his part.

IN WITNESS where of

by the order and direction of the Governor-General in Council acting in the premises for and on behalf of the SECRETARY OF STATE FOR INDIA IN COUNCIL and the said Ingoti Ramaswami Naidu have hereunto set their hands the day and year first above written.

The schedule above referred to.

All that piece or parcel of land situate in S.No. 635/F of Bellary village Bellary taluk Bellary district, containing by admeasurement 0.80 acre or thereabouts and bounded on the North by S.No. 635A; on the South by S.No. 635A; on the East by S.No. 635A; on the West by S.No. 635A and delineated in the plan hereto annexed

TOGETHER WITH all buildings fences hedges ditches ways waters water-courses liberties

privileges easements and appurtenances whatsoever to the said piece or parcel of land belonging or anywise appertaining or usually held or enjoyed therewith or reputed to belong or be appurtenant thereto.

Signed by
by the order and direction
of the Governor-General in
Council acting in the
premises for and on behalf
of the Secretary of State
for India in Council in the
presence of

Signed by the said
Ingeti Ramaswami Naidu
in the presence of

(611

INDENTURE OF SALE BY GOVERNMENT.

This indenture made the day of One Thousand Nine Hundred and Thirty between the SECRETARY OF STATE FOR INDIA IN COUNCIL (hereinafter called the Vendor which expression unless repugnant to the context shall include his sucessors and assigns) of the one part and ~~xxxxxxxxxxxxxxx~~ Mahamad Moosa Sahib residing in Bellary in Bellary taluk Bellary district (hereinafter called the purchaser which expression unless repugnant to the context shall include his heirs, executors, administrators and assigns) of the other part.

Whereas the Vendor has agreed with the purchaser for the sale to him of his right, title and interest of and in the hereditaments and premises described in the Schedule hereto at the price of rupees 1,400/- (Rupees One thousand and four hundred only free from all encumbrances and subject to the conditions hereinafter contained.

NOW THIS INDENTURE WITNESSETH that in pursuance of the aforesaid agreement and in consideration of the sum of Rupees One thousand and four hundred only paid by the purchaser to the Vendor (the receipt whereof the Vendor hereby acknowledges) the Vendor hereby transfers conveys and grants unto the purchaser ALL his right, title and interest of and in the hereditaments and premises described in the schedule hereto and delineated and coloured blue in the plan hereto annexed TO HAVE AND TO HOLD the said hereditaments and premises UNTO AND TO THE USE of the purchaser subject to the conditions hereinafter mentioned AND the Vendor doth hereby covenant with the purchaser that he has not done anything or suffered anything to be done whereby the said hereditaments and premises are in any way encumbered or affected AND FURTHER that he, the vendor, shall and will, from time to time and at all times hereafter at the request and cost of the purchaser

do

do and execute or cause to be done and executed all such acts, deeds and things whatsoever for further and more perfectly assuring the said hereditaments and premises unto and to the use of the purchaser in manner aforesaid as ~~xkki~~ shal or may be reasonably required.

The conditions above referred to:

(1) That the said Mahamad Moosa Sahib, his heirs, executors, administrators and assigns shall pay to the Government of Madras according to the kistbandi of the Bellary taluk an annual ground rent of Rs.1-10-0 (Rupee one and annas ten only) which shall be liable to revision at resettlements.

(2) That in default of such payment, the said ground rent may be realised under the law for the time being in force for the recovery of arrears of land revenue;

(3) That the alienation of the land without the sanction of the Government of Madras to a person other than a British subject or a subject of a State in India shall invalidate the grant;

(4) That the land shall be subject to all general taxes and local rates payable by law or custom;

(5) That the existing and customary rights of the Government in streams, paths and roads running through or bounding the land disposed of under this sale and the right of the Government to a share in mines and quarries subjacent to the said land are reserved and are in no way affected by the disposal of the land under this sale. Government also reserve to themselves or to persons authorised by them the powers necessary for the proper working of the minerals such as the full and free liberty and right of ingress, egress and regress etc., as detailed in part II of the model form of

mining

(615) 27

mining lease (in appendix IV, Chapter VIII of the Madras Mining Manual) subject to the payment or rendering of compensation to the surface owner for all damages that he may sustain by the exercise of such rights.

(6) That the right to all sandalwood trees and their branches and roots, which may grow on the land is reserved to the Government of Madras and that that Government shall be at liberty to cut or dig out any such trees or their roots and branches and remove them from the land in question and dispose of them at their pleasure. The purchaser shall not be entitled to cut or remove them or cause them to be cut or removed without the permission of the Collector of the district.

(7) That the purchaser shall take all reasonable measures to the satisfaction of the Collector of the district for the protection of the sandalwood trees from theft or damage and for the careful protection of the immature trees growing on the land.

(8) That the purchaser shall take steps to see that the marks made by the officers of the Government on the sandalwood trees are preserved and are not tampered with; and

(9) That in the event of the infringement of, or failure to observe, any of the conditions (6) to (8) mentioned above, the purchaser shall pay to the Government of Madras such compensation as is determined by the Collector of the district for any loss or damage caused by such infringement or failure on his part.

IN WITNESS where of

by the order

and direction of the Governor-General in Council acting in the premises for and on behalf of the SECRETARY OF STATE FOR INDIA IN COUNCIL and the said Mahamed Moosa Sahib

(617)

have hereunto set their hands the day and year first above written.

The schedule above referred to.

All that piece or parcel of land situate i S.No.638 of Bellary village Bellary taluk Bellary district, containing by admeasurement 0.26 acre or thereabouts and bounded on the North by S.No. 638 (part) on the South by S.No.638 (part)on the East by S.No. 638 (part) on the West by S.No.638 (part)and delineated and coloured blue in the plan hereto annexed TOGETHER WITH all buildings fences hedges ditches ways waters water courses liberties privileges easements and appurtenances whatsoever to the said piece or parcel of land belonging or anywise appertaining or usually held or enjoyed therewith or reputed to belong or be appurtenant thereto.

Signed by
by the order and direction
of the Governor-General in
Council acting in the
premises for and on behalf
of the Secretary of State
for India in Council in the
presence of

Signed by the said
in the presence of

(627)

Mr JFH

C.F. 16.

DRAFT FOR APPROVAL.

	Date.	Initials.
When received for fair copying		
When copied	6/11/36	
When examined	6/11	
When signed		
When despatched.	DESPATCHED 7 NOV 1936	

SUBJECT :— Land and buildings - Military - (Bellary) - Bellary - Disposal.

READ AGAIN _____, dated _____ 19____.

" " _____ " _____ 19____.

READ *ALSO* :—

No. B2213/36 From the Coll of Bellary, Reg No. 5533/33A-2 / No. ~~5~~ / dated 8-5-1936. Q.

" B4855/36 " Govt-RD. " Q. " _____ 19____.

" _____ " _____ " _____ " _____ 19____.

Refce Order / ~~Ms.~~ Resolution Rout. No. B3781/32-78, dated 4-11- 1936.

Copies of the letter from the Govt. of India, Defence Deptt, No. 2451-2/D.4 dt 25-8-36 and of the draft sale deeds as revised and approved by them are forwarded to the Coll of Bellary. He is requested to have the sale deeds executed by the concerned purchasers on stamp papers of the proper value and to submit them for transmission to the Govt. of India for execution by the Secy to the Govt. of India, Defence Deptt. The cost of the stamp papers should be borne by the purchasers.

2. The Coll is requested to

3 papers

True to the drafts

Sd

4.11.36

628

report whether the boundaries of the lands as given in the Schedules to the draft deeds have been carefully checked and whether the Government have been in undisturbed possession of the properties for over 12 years.

CB
23.10.36

29.

DY
3.11.36

WD
4.11.36

Answer drafted

Do the Offr of Bellary with copies of the letter from the Govt of India No 2451/D 25/36 of sale deeds and two plans

(591) 3 — 9th 29

pp 597-609 & 611-6174 — ask secn.

to be copied & sent

Depy

Two drafts for signature

DY
4.11.36.

asked & given

CB
7.11.36

BOARD OF REVENUE
6 APR 1937
MADRAS

GOVERNMENT OF MADRAS

685

Revenue Department.

Memorandum No.1274 D/37-1, dated the 3rd April 1937.

Land and buildings - - Military - (Bellary) - Bellary S.Nos.635 F and 638 Sale deeds - G.O.Nos.464-65 Revenue, dated the 1st March 1937.

The Board of Revenue is requested to state when the sale deeds and the report referred to in paragraph 2(2) of the G.O. quoted above may be expected.

P.K.Gnanasundara Mudaliyar
Assistant Secretary.

To the Board of Revenue.

F o r w a r d e d.

(By Order)

A.Ramanatha Ayyar 5.4.37
Superintendent.

N.M.

Mr. JTH

Land and buildings - Military - (Bellary) - Bellary - S.No. 635 F and 638 - Sale deeds.

33
p1685/4

Read: Memo. No. 1274 D/37-1 dt 3.4.37 - Q

No. B 3781/32-88 dt 9-4-37

The sale deeds and the report called for from the Collr. of Bellary have not yet been received. They will be submitted on receipt from the Collr.

9.4.37

To the Secretary to Govt, Rev. Deptt.

Note:

The Collr was last reminded on 23-3-37. A.D.O. reminder will be put up to A.J.S. separately.

8.4.37.

Extract

17 37 (2156/37)
17-5-37

Letter from A.G.Blake Esq.,I.C.S.,Collector of Bellary ~~2040~~/37
No. 4059/~~35~~35/A-2 dated 12-5-37. ~~(One Letter only)~~

Land and Buildings - Bellary taluk and Town-excantonment area - disposal - Reply submitted.

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Board's Ref.No.B.3781/32-78 dated 4-11-36.
Board's Ref. No.B.3781/32-87 dated 23-3-37.

Sale deeds are to ce executed in respect of the military buildings sold with sites, but they are being delayed as one of the parties has not produced the necessary stamp paper. He contends that the cost of stamp papers and registration should be borne by the Government. The Tahsildar has been asked to issue a notice to the party to produce the stamp papers within a specified time, and to take steps to resell the properties at his risk if he fails to produce the stamp papers within that time. The result of the notice issued has not yet been known. Reply will be submitted on receipt of the Tahsildar's report.

A.J.S. 9.
AS&Q
-1-

Mr JFH

39

C.F. 16.

DRAFT FOR APPROVAL.

	Date.	Initials.
When received for fair copying		
When copied		
When examined		
When signed		
When despatched		

SUBJECT:— Land and buildings — Military — (Bellary — Old Bellary Cantt — S.Nos. 635F and 638 — Sale.

READ AGAIN _____, dated _____ 19____.

" " _____ " _____ 19____.

READ ~~AT 80:~~ (Para 1 of the letter)

No. B2153/37 From the Collr of Bellary, No. 4059/35A2, dated 12-5-1937.

" _____ " _____ " _____ " _____ 19____.

" _____ " _____ " _____ " _____ 19____.

Refer Order / Resolution / Memo. / Rout. No. B2040/37-1, dated 19-5-1937.

p37 cf.

Issue V.E. 15/1915.

p3 cf.

vide p 1 cf

pp 19 & 23 cf

vide p 37 cf.

In Mem letter No. 2451 L./D. dt 25-8-36, the Govt of India sanctd the sale of the land and building(s) in S.No. 635F to Ingeti Ramaswami Naidu and of the land and building in S.No. 638 to Mahamad Moosa Sahib. It is not clear why the non-production of the requisite stamp-papers for engrossing the sale deed by one of the two individuals referred to, should delay the execution of the sale deed by the other individual, who has presumably produced the necessary stamp papers. The Collr is requested to submit the sale deed after execution by

40

the latter individual, together with the report called for in para 2 of the Govt's Refce. No-B 3281/32-38 dt 4-11-36, pp 31-32 c/f. in regard to the property sold to him.

2. The land and building(s) ordered by the Govt. of India to be sold to the individual who has not produced the necessary stamppapers, should not be resold by the Collector ~~without~~ without obtaining orders. The Collr is requested to report ~~to~~ the result of the notice issued to the individual in question.

note pl c/f. -

CB
18.5.37

18/5/37.

18/5/37

To the Collr of Bellary

19/5

41

Revenue. DEPARTMENT.

In Reply, please quote number, date and short title

Received *Registered*

From (Name) A.G.Blake Esq. I.C.S.,

(Designation) Collector.

Post Box , (Station) Bellary.

Telegraphic Address

BOARD OF REVENUE 31 MAY 1937 MADRAS

To

The Secretary to the Board of Revenue,

Madras.

Ref. *No.* 4059/37, *dated* 27th May.37 19

Sir,

Land and Buildings-Municipality Bellary Tq.and town-S.No.635F-Sale deed-Submitted.

Ref. Board's No.3781-32-78 dated 4th.Nov.1936.

Mr.I.Ramaswami Naidu the purchaser of the land and buildings in s.no.635F has executed the sale deed on a stamp paper of the value of Rs.45/-The deed along with two copies of the site plan is submitted herewith. The Tahsildar of Bellary certifies that the boundaries of the land as given in the schedule to the deed have been verified by him and that the Government have been in undisturbed possession of the properties for over 12 years.

2. Mr.Moosa sahib the other purchaser has not produced the requisite stamp papers inspite of a notice issued by the Tahsildar. He says that he was under impression that he would be given a sale certificate without stamp paper and registration and requests that the cost of stamp and registration may be borne by the Government. I am issuing another notice to him in the matter and shall submit a separate report after the receipt of a reply from him.

Enclosures 1 to 3-324 one file

Spare Copies

(A)

K.P. 29.5

25-5-37.

For Collector.

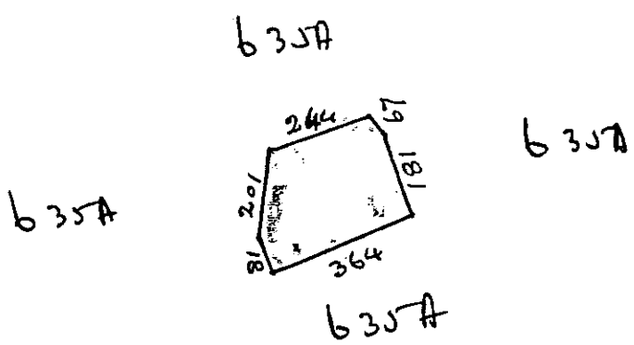
District Bellary.

Taluk Bellary.

Village { No. 68
Namo Bellary.

Field No. 635 F

Area 0.80 Acres.



Scale 1/4 inch=One Chain.

AJS
A.S.L.C.

45

C.F. 16.

DRAFT FOR APPROVAL.

	Date.	Initials.
When received for fair copying ..		
When copied ...		
When examined ..	9/6/37	
When signed ...		
When despatched.	DESPATCHED 22 JUN 1937	

SUBJECT :— Land and buildings — Military — (Bellary) — Old Bellary Cantt — Sale

READ AGAIN _____, dated _____ 19____.

" " _____ " _____ " _____ 19____.

READ ~~AS SO~~ :— From the Govt. Rev. Dept. Memo. No. 421 B/33-47 dt. 10-10-36 — Q

p33cf No. B 1555/37 From the Govt. Rev. Deptt. No. 12748/37-1 dated 3-4-1937. — Q

p41cf " B 2404/37 " Collr. of Bellary, Ref. No. 4059/37 dt. 27-5-1937 — Q

" _____ " _____ " _____ " _____ 19____.

Refce. ~~Order~~ ~~Ms.~~ ~~Resolution~~ ~~Rout.~~ No. B 2040/37-2, dated _____ 17-6-1937.

Rec'd

(A)

Done 21/7 16/10

The sale deed executed by Mr. J. Ramaswami Naidu in respect of the land and buildings in S. No. 635 F is herewith submitted for transmission to the Govt of India for execution by the Secretary to the Govt of India, Defence Deptt. A list of corrections to be made in the sale deed and attested by the Secy to the Govt of India, Defence Deptt. is also enclosed. The Collr will be asked to have the corrections attested by the purchaser also, before the sale deed is registered.

The Collr. of Bellary reports that the boundaries of the land as given in the Schedule to the sale deed have been verified and that the Govt have been in undisturbed

para 7 p41cf

possession of the property for over 12 years.

2. The Collr. reports that Mr. Moosa Sahib - the purchaser of S.No. 638 of Bellary with the buildings on it has not yet produced the requisite stamppapers and that a notice has been issued to him in the matter. ~~The receipt of the Collr's further report,~~ the Board is awaiting a further report from the Collr.

para 2, p 41 ct

The sale deed should have been more carefully typed
MW
15-6

MW
15.6.37

Clk
12/6/37

SG
12/6/37.

AJS

16.

(A) To the Secy to Govt. R.D. with a sale deed in original and a list of corrections attached: to be copied soon.

List of corrections to be made and attested by the Secretary to the Govt of India, Defence Dept.

1st Sheet line 2. The words '28th day of April' should be scored out and the date of execution by the Secretary to the Govt of India, Defence Dept should be entered.

lines 3 & 4. For the words 'Secretary of State for India in Council', the words 'Governor General in Council' should be substituted.

line 7. Correction of the letter 'a' occurring in the word 'Taluk'.

line 17. Insertion of the letter 'n' in the word 'pursuance'.

line 22. The letter 's' occurring in the word 'rights' should be scored out

2nd Sheet, line *. Insertion of the letter 'e' in the word 'delineated'

line 4. Correction of the letter 'e' in the word 'Vendor'

lines 4–5. Deletion of the letter 'n' in the word 'convenant'.

lines 8 to 11. The ~~words~~ clause 'and further that he ..... encumbered or affected' which is a repetition should be scored out.

3rd Sheet. line 6. ~~Insertion of~~ The ~~word~~ letter 's' should be inserted at the end of the word 'resettlement'.

line 12. The letter 's' in the word 'State' should be substituted by the capital letter 'S'.

4th Sheet, line 5. The bracket ~~at~~ before the word 'Chapter' should be omitted and a bracket inserted before the words 'in appendix IV'.

line 12. The word 'that' should be inserted at the end of the line.

PTO

5th Sheet, line 8: A comma should be inserted after the word 'observe'.

line 13. After the words 'in with whereof no space has been left. the name and designation of the officer executing the sale deed on behalf of the Govt. of India should be inserted.

line 14. The letter 'c' in the word 'Council' should be replaced by the Capital letter 'C'.

lines 14 & 15. The words 'acting in the premises ..... Secretary of State in Council' should be omitted.

line 21. The letter 's' in the word 'acres' should be scored out.

The scoring out of the words 'District ..... has to be attested.

6th Sheet, line 9. The words 'the order and' should be scored out

Between the 9th and 10th lines, the words.

'by the order and' should be inserted.

lines 11 to 13: The words 'acting in the premises ..... in Council' have to be scored out.

CLR
12/6/37

SLS
12/6/37.

AS(LR)

49 M1(JRH)

C.F. 16.

DRAFT FOR APPROVAL.

	Date.	Initials.
When received for fair copying		
When copied		
When examined		
When signed		
When despatched.		

SUBJECT :— Land and Buildings-Military (Bellary) - Old Bellary Cantonment. Sale - further report from Coll.r - reminder.

DESPATCHED 16 AUG 1937

READ AGAIN _____, dated _____ 19____.

" " _____ " _____ 19____.

READ *ALSO* :—

No. _____ From the _____, No. _____, dated _____ 19____.

Rec'd. P. No 2604/37. Coll.r of Bellary. Refce 4059/37 & 27.5.37 19____.

" _____ " _____ " _____ " _____ 19____.

~~Order~~ ~~Ms.~~ ~~Resolution~~ ~~Rout.~~ ~~No. _____, dated _____~~ Refce B No 2040/37-38 dt 10.8.37.

The Coll.r of Bellary is requested to expedite the ~~xxxxxxxx~~ further report promised in para 2 of his letter read above

RB 9/8

SLS 9/8

FM 10/8/37

To. The Coll.r of Bellary

for info 10/8

51

C.F. 32.

In reply, please quote number, date and short title.*

Revenue DEPARTMENT.

Received ..... *Registered* 13832

From (Name) A.G. Blake Esq., I.C.S.,

(Designation) Collector,

POST BOX ....., (STATION) Bellary.

Telegraphic Address .....

BOARD OF REVENUE 14 AUG 1937 MADRAS

To

The Secretary to the
Board of Revenue,
Madras.

Ref. A2. *No.* 4059/35, *dated* 10th August 1937

Sir,

ENCLOSURES .....

.....

.....

SPARE COPIES .....

Land and buildings - Military - Bellary Taluk and town - Portion of S.No. 638 - Assistant Surgeon's quarters - Surrender of site - Mr. K. Md. Moosa - report submitted.

--

M 31-32 CF. Ref.- Board's No. B. 3781/32-78 dated 4th November 1936.

--

Mr. K. Md. Moosa Sahib purchaser of the Assistant Surgeon's quarters (part of S.No. 638) does not want the site and has undertaken to demolish the building and -- surrender the site to Government. He has already commenced to demolish the buildings on the site in question. In these circumstances the production of stamp papers to execute a sale deed need not be insisted upon.

13-8-37.

For Collector.

JRM/13-8.

12/13/8

53

Revenue Department

SECY. 16 AUG 1937

Memorandum No.1274 D/37-3, dated 13th August 1937.

Land and Buildings - (Bellary) - Bellary - Disposal - S.No.635 F -Sale deed -

Ref. from the Board of Revenue, No 2040-37-2, dated 17th June 1937.

BOARD OF REVENUE 16 AUG 1937 MADRAS

(6)

The sale deed in respect of the land and buildings in S.No.635 F of Bellary has been executed by the Secretary to the Government of India, Defence Department. It is returned herewith to the Board of Revenue for further action. The corrections made in the sale deed should be got attested by the purchaser also ~~xxfxxxxhx~~ before the deed is registered. The Board is requested to submit for transmission to the Government of India a copy of the sale deed with the registration particulars noted thereon.

2. The Board is also requested to submit the sale deed in respect of S.No.638 of Bellary at an early date

P.K.Gnanasundara Mudaliyar,
Assistant Secretary to Government.

To the Board of Revenue, Land Revenue and Settlement,
/with the Sale deed ~~xx~~ in original/

Forwarded
/By Order/

D.R.Dyagaraja Sastri 14.8.37
Superintendent.

s.r.14/viii.

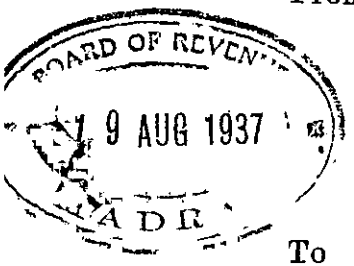
55

C.F. 32 (a).

Revenue DEPARTMENT.

In reply, please quote number, date and short title.*

Received..... *Registered* B3929



From (Name) Khan Sahib Muhammad Ismail Sahib Bahadur, B.A.,

(Designation) Collector (R.D.O., Bellary-incharg

Post Box ..., (Station) Bellary.

Telegraphic Address.....

To

The Secretary to the Board of Revenue,

Madras.

Ref. A2 No. 4059/35, *dated* 18-8-37. *193* .

Sir,

Land and buildings - military - Bellary Taluk and town - old Cantonment - sale - report submitted.

--

Ref.- Your Ref.B.No. 2040/37-3, dated 10th August 1937.

--

ENCLOSURES.....

Nil

49 C.F.

SPARE COPIES.....

The report regarding the land and buildings sold to Mr. K. Md. Moosa Sahib was despatched on 13th August with this office No.4059/35-A.2, dated 10th August 1937.

51 C.F.

18-8-37.

For Collector.

JRM/18-8.

18/8/37

C.F. 16.

DRAFT FOR APPROVAL.

	Date.	Initials.
When received for fair copying		
When copied		
When examined	6/X	
When signed		
When despatched.		

SUBJECT :— Land and buildings - Military - (Bellary) Old Bellary Cantt. — Sale.

READ AGAIN _____, dated _____ 19____.

" " _____ " _____ 19____.

READ *ALSO* :—

p. 57 C.f. No. ~~B. 3633/37~~ From the Colr. of Bellary Lr. No. 4059/35, dated 10-8-1937. Q

p. 53 C.f. " ~~B. 3867/37~~ " Rev. Dept. Memorandum " 12746/37-3 " 13-8-1937. Q.

" _____ " _____ " _____ " _____ 19____.

Ref Order / Resolution / Mis. / Bdut. B No. 2040/37-4, dated 20-9-1937.

(A)

Issue bonami
Drafts accepted
O/cs
SM
30/9

The sale-deed in respect of the land and buildings in S. No. 635 F. of Bellary has been executed by the Secretary to the Govt. of India, Defence Dept. It is herewith ~~forwarded~~ forwarded to the Colr. of Bellary for further action. The corrections made in the sale deed should be got attested by the purchaser also before the deed is registered. The Collector is requested to submit a copy of the sale-deed with the registration particulars noted thereon.

2/ As regards ~~The Collr. is requested to obtain~~ Hoosa Subsidy ~~a formal~~.

The Govt are being addressi

~~relinquishment~~ relinquishment deed
or a statement to the effect
that he has surrendered his
claim to the site without
any compensation or refund of
the purchase money

29/9 29.9.37 20

28/9

The copy of Exchange
(with a Sale deed in original)
1.10.37 / (A)

To Dept the question
of ~~letting~~ the Execution
of a sale deed in the
Endowments in view
to having such a sale
deed executed.

Keep O/C
1
Typist to type
5/10

30.9.37

C.F. 16.

DRAFT FOR APPROVAL.

	Date.	Initials.
When received for fair copying		
When copied		
When examined	6/x	
When signed		
When despatched		

DESPATCHED

SUBJECT :— Land and buildings - Military - (Bellary) - Old Bellary Cantt - Sale.

READ AGAIN 7.10.37, dated _____ 19____.

" " _____ " _____ 19____.

READ *ALSO* :— Memorandum

p. 63 Cf. No. 3867/37 From the Revenue Dept. L, No. 1274 D/37-3, dated 13-8-1937. 9.

" _____ " _____ " _____ " _____ 19____.

" _____ " _____ " _____ " _____ 19____.

Ref Order / Resolution Ms. / Rout. No. 2060/37-5, dated 30-9-1937.

~~The Govt. purchaser~~ Md. Moosa Sahib the purchaser of S. No: 638 of Bellary objects to his being required to produce the necessary stamp papers. On his being told that he should produce them, he has ~~chosen to demolish~~ stated that he would surrender the site after removing the buildings, and ~~surrender the site to Govt.~~ The Collr. reports that Moosa Sahib has already commenced to demolish the buildings. This in effect means only the sale of materials. In the circumstances the production of Stamp papers to execute a sale deed need not be insisted upon and the matter may be dropped.

2. The Collr. is being requested to obtain from Md. Moosa

if necessary surrender the site to demolish

The Govt. are in no way interested in issuing a title deed to the auction purchaser. If he chooses not to produce the Stamps for executing a Sale deed he does so at his risk.

The production of

2 60

Moosa Salib a formal relinquishment deed or statement to the effect that he has surrendes ~~his~~ his claim to his site without any Compensation or refund of the purchase money

SIG 28/9/37

FIL 29.9.37

To The Secy. to Govt. R.D.

B. 6098/37 1 Ex reminder (with Govt. R.D.)
despatched with B's reply
Oct 21 - to 37 WL 21.X.37.

61 Hon Copy

J.F. Hall Esq., C.S.I., C.I.E., O.B.E., I.C.S., Commr. of Land Revenue.

Ref.B. 2040/37-4 30-9-37.

Land and buildings- Military -(Bellary)-Old Bellary Cantonment - Sale

---

Letter from the Collector of Bellary, Ref. A.2. No.4059/35 dated 10-8-37.

ii.

Memorandum from Government, Revenue Dept. No.1274-D/37-3 dated 13-8-37.

Reference:-

The sale deed in respect of the land and buildings in S.No.635-F of Bellary has been executed by the Secretary to the Government of India, Defence Department. It is herewith forwarded to the Collector of Bellary for further action. The marked corrections made in the sale deed should be got attested by the purchaser also before the deed is registered. The Collector is requested to submit a copy of the sale deed with the registration particulars noted thereon.

2. As regards Moosa Sahib the Government are being addressed to drop the question of execution of a sale deed as the Government are in no way interested in having such a sale deed executed.

(sd) T.N.S. Raghavan,
Joint Secretary.

To the Collector of Bellary (with a sale deed in original)

Forwarded.

(By Order)

S/C

Superintendent

63 Office Copy

Revenue

Extract of the proceedings dated 30-9-37

Land and buildings- Military - (Bellary)- Old Bellary Cantonment - Sale-

Ref.B. 2040/37-5.

Madras. 30-9-37.

T.N.S. Raghavan Esq., I.C.S.,
Joint Secretary (Land & Sep. Rev.)

J.F. Hall Esq., C.S.I., C.I.E., O.B.E., I.C.S., Commr. of Land Revenue.

Read:-

Memorandum from Government, Revenue Dept. No.1274-D/37-3 dated 13-8-37.

Reference:-

Muhammad Moosa Sahib the purchaser of S.No.638 of Bellary objected to his being required to produce the necessary stamp papers. On his being told that he should produce them, he has stated that he would if necessary surrender the site after removing the materials of the building and has started to demolish the buildings. The Government are in no way interested in issuing a title deed to the auction purchaser. If he does not produce the necessary stamps for executing a sale deed he does so at his risk.

The production of stamp papers to execute a sale deed need not therefore be insisted upon and the matter may be dropped.

O/C

For Joint Secretary.

To the Secretary to Government, Revenue Dept.

AMK. 5/10

6/x

Office Copy. (A) (6)

Indenture of sale by Government.

This indenture made the 4th day of August, one thousand nine hundred and thirty seven between the Governor General-in-Council (hereinafter called the Vendor which expression unless repugnant to the context shall include his successors and assigns) of the one part and Injeti Ramaswami Naidu residing in Bellary in Bellary Taluk, Bellary District (Hereinafter called the purchaser which expression unless repugnant to the context shall include his heirs, executors administrators and assigns) of the other part.

Whereas the vendor has agreed with the purchaser for the sale to him of his right, title and interest of and in the hereditaments and premises described in the schedule hereto at the price of rupees 3000 (Rupees three thousand) only free from all encumbrances and subject to the conditions hereinafter contained.

Now this indenture witnesseth that in pursuance of the aforesaid agreement and in consideration of the sum of Rupees 3000 (Three thousand) only paid by the purchaser to vendor (the receipt whereof the vendor hereby acknowledges) the vendor hereby transfers conveys and grants unto the purchaser All his right, title and interest of and in the hereditaments and premises described in the schedule hereto and delineated in the plan hereto annexed to have and to hold the said hereditaments and premises unto and to the use of the purhcaser, subject to the conditions hereinafter mentioned and the Vendor doth hereby covenant with the purcahser that he has not done anything or suffered anything to be done whereby the said hereditaments and premises are in any way encumbered or affected and further that he,

the vendor, shall and will from time to time and at all times hereafter at the request and cost of the purchaser do and execute or cause to be done and executed all such acts, deeds and things whatsoever for further and more perfectly assuring the said hereditaments and premises unto and to the use of the purchaser in manner aforesaid as shall or may be reasonably required.

The conditions above referred to:-

(1) that the said Injeti Ramaswami Naidu his heires executors, administrators and assigns shall pay to the Government of Madras according to the Kistbandi of the Bellary Taluk an annual ground rent of Rs.5/- (Five only) which shall be liable to revision at resettlements;

(2) that in default of such payment, the said ground rent may be realised under the law for the time being in force for the recovery of arrears of land revenue;

(3) that the alienation of the land without the sanction of the Government of Madras a person other than a British subject or a subject of a State in India shall invalidate the grant;

(4) that the land shall be subject to all general taxes and local rates payable by law or custom;

(5) thatthe existing and customary rights of the Government in streams, paths and roads running through or bounding the land disposed of under this sale and the right of the Government to a share in mines and quarries subjacent to the said land are reserved and are in no way affected by the disposal of the land under this sale. Government also reserves to themselves or to persons authorised by them the powers necessary for the proper working of the minerals such as the full and free

liberty

liberty and right of igress, egress and regress etc. as detailed in Part II of the model form of mining lease (in appendix IX Chapter VIII of the Madras Mining Manual) subject to the payment or rendering of compensation to the surface owner for all damages that he may sustain by the exercise of such rights.

(6) that the right to all sandalwood trees and their branches and roots, which may grow on the land is reserved to the Government of Madras and that that Government shall be at liberty to cut or dig out any such trees or their roots and branches and remove them from the land in question and dispose of them at their pleasure. The purchaser shall not be entitled to cut or remove them or cause them to be cut or removed without the permission of the Collector of the district.

(7) that the purchaser shall take all reasonable measures tothe satisfaction of the Collector of the District for the protection of the sandal wood trees from theft or damage and for the careful protection of the immature trees growing on the land.

(8) that the purchaser shall take steps to see that the marks made by the officers of the Government on the sandal wood trees are preserved and are not tampered with; and

(9) that in the event of the infringement of, or failure to observe any of the conditions (6) to (8) mentioned above, the purchaser shall pay to the Government of Madras such compensation as is determined by the Collector of the District for any loss or damage caused by such infringement

or failure on his part.

In witness whereof C. Mac J.G. Ogilvie Esq., C.B.E.,I.C.S. Secretary to the Government of India on behalf of the Governor-General in Council and the said Injeti Ramaswami Naidu have hereunto set their hands the day and year first above written.

The Schedule above referred to All that piece or parcel of land situate in S.No.635/F of Bellary village, Bellary taluk Bellary District, containing by admeasurement 0.80 acre or thereabouts and bounded on the North by S.No.635-A., ~~on the~~ on the South by S.No.635-A; on the east by S.No.635-A; on the west by S.No.635-A and delineated in the plan hereto annexed together with all buildings fences hedges ditches ways waters watercourses liberties privileges easements and appurtenances whatsoever to the said piece or parcel of land belonging or anywise appertaining or usually held or enjoyed therewith or reputed to belong or be appurtenant thereto.

Signed ~~by~~ C. Mac J.G. Ogilvie Esq., C.B.E., I.C.S.,
on behalf of the Governor-General in Council
in the presence of

(sd) x x
Secretary to the Govt. of India, Defence Dept.

(sd) x x
Asst.Secry. Defence Dept.

Signed by the said
Injeti Ramaswami Naidu

(sd) Injeti Ramaswami Naidu,
28th April 1937.

In the presence of (sd) x x
Tahsildar, Bellary.
28-4-37.

(True Copy)

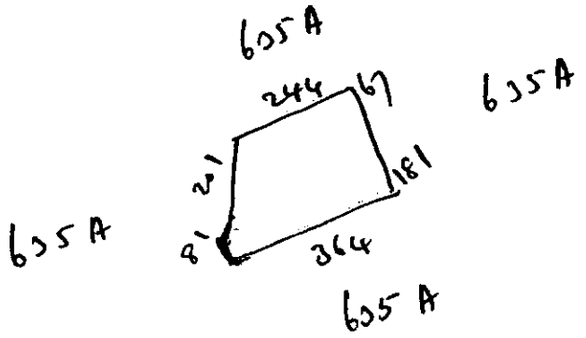
AMK. 5/10

61 57
5

District- Bellary. Village No.68

Taluk Bellary Name Bellary

Field No.635-F Area 0- 80 Acres



(sd) x x

Secretary to the Government of India, Defence Dept.

Witness

(sd) xx

Asst. Secy. Defence Dept.

Scale 1/4 inch = One Chain.

AMKS/10

Ex 71/2040/37

Revenue Department.

SECY. 15 SEP 1937

BOARD OF REVENUE 16 SEP 1937 MADRAS

Memorandum no.3674D/37-1, dated 13th September 1937.

Land and buildings - Military (Bellary) - Bellary - Disposal - Sale proceeds - Adjustment.

The attention of the Board of Revenue is invited to Annexure I to the letter of the Government of India, late Army Department no.1911-L (A.D.4), dated 10-12-1935 (communicated to the Board with Government Memorandum no.7215/33-3, dated 23-12-35). Of the twenty buildings mentioned in that annexure, buildings nos.1 to 4 are to be sold in public auction by the Revenue Department - vide letter of the Collector of Bellary, no.Ref.C.5536/33.A2, dated 4-9-1935 (submitted with Boards' Reference no.B 33781/32-56, dated 16-9-1935).

In their letter mentioned above, the Government of India conveyed their approval to the sale of the buildings and ordered that the sale proceeds should be passed to the controller of military Accounts, Northern Command for credit to the special suspense head "Sale proceeds of surplus military lands and buildings". In its reference no.B3781/32-73, dated 21-9-36, the Board reported that the full purchase money of item 20 in Annexure I to the letter of the Government of India mentioned above as credited to the special suspense head "sale proceeds of surplus military lands and buildings on 30-3-1936. The Board is requested to ascertain from the Collector of Bellary and report urgently whether the sale proceeds of items 1 to 4 in the Annexure mentioned above have also been passed to the Controller of military Accounts, Northern Command, and if so to report the date or dates on which they were passed. If they have not yet been passed, the circumstances, in which they have not yet been passed and information as to when they will be passed should be furnished.

P.A.Gnanasundara Mudaliar,
Assistant Secretary to Government.

To the Board of Revenue, Land Revenue and Settlement.

Forwarded
(By Order)

D.R.Dyagaraja Rao 14.9.37
Superintendent.

J. F. 17 '73

Draft

Land & Buildings – Military – (Bellary)

Bellary Tk. and town – Disposal

DESPATCHED
5 - NOV 1937

Read:-

pp 1-312 CF of (T). Letter from the Cdr-in-C Bellary Reg C.No. 5533/33-A2 dt 4.9.35 — Q.

pp 361-363 CF of (T) Letter from the Govt of India Army Dept No. 4911-L(A-D4) dt 10.12.1935 — Q

p 4 CF. B. 4449/37 - - - - Q.

Ref B. 2040/37-6 dt 28/10/37

The Govt's attention is invited to the Govt of India Army Dept's letter cited above which was communicated with Bd's Ref B. 3781-32-62 dt 20.1.36. He is requested to report urgently whether the sale proceeds of items 1-4 in Annexure I to the Govt of India letter have been passed to the Controller of Military Accounts, Northern Command as directed and if so, to report the date or dates on which they were passed. If they have not yet been passed, the circumstances in which they have not yet been passed and information as to when they will be passed should be furnished.

pp 367-368 CF of (T)

for Cr 28/10/37

27/10/37

28.10.37

To the Cdr-in-C Bellary.

75

GOVERNMENT OF MADRAS

SECY. 26 OCT 1937

REVENUE DEPARTMENT.

No.1274-D/37-4.

A 2054 / 2040/37

From

B.G. HOLDSWORTH ESQ., I.C.S.,

Secretary to the Government of Madras,

26 OCT 1937

To

The Secretary to the Government of India,

Defence Department.

Dated, Fort St. George, the 25th October 1937.

Sir,

Land and Buildings - Military - (Bellary) - Bellary - Disposal - Correspondence ending with the letter of the Government of India, Defence Department, No.1544-L/D.4, dated 5th August 1937.

I am directed to invite attention to paragraph 3 of this Government's letter No.1274-D/37-2, dated 28th June 1937, in which it was stated that a notice had been issued by the Collector to Moosa Sahib the purchaser of S.No.638 of Bellary for the production of the requisite stamp papers. Moosa Sahib objects to his being required to produce them and states that he would if necessary surrender the site after removing the materials of the building. He has started to demolish the building. This Government consider that if the auction purchaser does not produce the necessary stamps for executing a sale deed he does so at his risk and that Government are in no way interested in issuing a title deed to him. In the circumstances I am to suggest that the production of stamp papers by the auction purchaser need not be insisted upon and that the question of ~~xx~~ issuing a title deed

to

to him may be dropped.

I have the honour to be,

Sir,

Your most obedient servant,

B.G. Holdsworth,

Secretary to Government.

V.S.V.25-10.

Copy to the Board of Revenue, L.R. & S. (with reference to its Refce.No.B.2040/37-5, dated 30-9-37. pp 63-64 C

FORWARDED.

(By Order).

D: R. Dyagaraja Sastri 25.10.37

Superintendent.

77

J. F. H

A.S.(L.R)

C.F. 16.

DRAFT FOR APPROVAL.

	Date.	Initials.
When received for fair copying :-		
When copied ..		
When examined..		H.K.L. 9/11
When signed		
When despatched		

SUBJECT :— Lands & Buildings - Military. (Bellary) - Old Bellary Cantonment - Sale.

READ AGAIN. ~~D.O.~~, dated _____ 19____.

" " _____ " _____ 19____.

READ *ALSO* :-

RC. A.2. 4059/35 of 10/8/37 ✓

P 51 of B No. 3832/37 From the Coll. of Bellary, No. _____, dated _____ 19____.

P 75-76 of B " 5251/37 " Govt R.D No 1274-D/37-4 of 25/10 19 37.

" _____ " _____ " _____ " _____ 19____.

Order / Resolution Mis. / Rout. No. Refce, dated B. 2040/37-2 of 9/11/37 19____.

Mr 9-11-37

Communicated to the Collector of Bellary. The question of the surrender of the site by Moore Sahib need not be pressed pending further orders from Govt.

6/11/37 8/11/37 8/11/37 9.11.37

To

The Collector of Bellary

B 5-7457/37 R-from Govt
on Memo No 3674 D/37-1
of 13.9.37 (p.71cf) resubmitted
with reply of 24.11.37
IC8
25/11/37

D. 5-817/37 R from Govt
on Memo 1274 D/37-3 of 13.8.37.
p.53cf resubmitted with
reply of 24.11.37
IC8:
25/11/37

BOARD OF REVENUE
MADRAS
27 NOV 1937
Recd.

Revenue Department

27 V 37

D 5917 B 2040/37

From the Government of India, Defence Department No. 2177-L/D.4 ~~Cantts./Lands~~. dated 15.11.1937.

Disposal of surplus military property at Bellary.

With reference to your letter No. 1274-D/37-4, dated the 25th October 1937, I am directed to say that in the circumstances the Government of India agree that the execution of a sale deed in respect of survey No. 638 of Bellary need not be insisted upon.

Endorsement No. 1274 D/37-5 dated 24th November 1937.

Communicated to the Board of Revenue with reference to its Refce. No. B. 2040/37-5 dated 30th September 1937.

2. The Board is requested to expedite its reply to para 1 of Government Memo No. 1274 D/37-3 dated 13th August 1937.

P.K.Gnanasundara Mudaliyar,
Assistant Secretary to Govt.

To

The Board of Revenue L.R.&.S.

Forwarded.

(By order)

D. R. Dyagoraja Sastri
Superintendent. 26.11.37

A.K.

8'

T. F. H

C.F. 16.

DRAFT FOR APPROVAL.

	Date.	Initials.
When received for fair copying		
When copied		
When examined	2/12	
When signed		
When despatched.	DESPATCHED 4 DEC 1937	

SUBJECT :— Lands + Buildings - Military (Bellary) - GO Bellary Cantonment - Sale

READ AGAIN _____, dated _____ 19____.

" " _____ " _____ 19____.

READ *ALSO* :—

p 5 1 c+ B No. 3832/37 From the Coll of Bellary, No. Ref A.2.4059/35 of 10.8.37, dated _____ 19____. Q

p 7 7 c+ B's Refce B.2040/37-7 of 9.11.37. " _____ 19____. Q

p 7 9 c+ B " 5917/37 Govt R.D Endt 1274 D/37-5 of 24.11.37 19____. A

~~Order Ms.~~ / ~~Resolution Rout.~~ No. Refce, dated B 2040/37-8 of 1.12.1937. (which is the letter of the Govt)

communicated to the Collector of Bellary in continuation of the Board's reference cited above

(2) The Collector is requested to expedite his reply to para 1 of the Board's reference B-2040/37-4 dated 30-9-1937

ICR.

29/11/37

30/11/37

30/11/37

p 61 c+

To

The Collector of Bellary

1607

C.F. 32

In reply, please quote number, date and short title.*

Revenue DEPARTMENT.

Received ..... *Registered* 05171 B 2040/37

From (Name) E.C. Wood Esq., I.C.S.,

(Designation) Collector,

Post Box ....., (Station) Bellary.

Telegraphic Address .....

BOARD OF REVENUE 8 DEC 1937 MADRAS

The Secretary to the Board of Revenue,

Madras.

Ref.A2. *No.* 5612/37, *dated* 6th Decr. 1937.

Sir,

Enclosures _____

_____

_____ p 734

Spare Copies _____

Land and buildings - Military - Bellary Taluk and town - Disposal passing of sale proceeds to Military Department - Reported.

--

Ref.- Board's Ref.B.No. 2040/37-6, dated 28th October 1937.

--

The amounts were adjusted to C.M.A. Southern Command, Poona, and the details of adjustments are noted below:

Item 1 I.A.Sc. 44 Forage Yard Rs. 650/- Adjusted on 11-4-33

Items 2 to 4, 3-4-5 M.E.S., Godowns, Rs. 820/- Rs.205/- on 13-9-33

Rs.615/- on 7-9-33

The adjustments were made long before the Government of India Army Department letter, referred to in the Board's Refce.B.No. 3781/32-62, dated 20-1-1936 was communicated to the Tahsildar.

pp 367-368 cf 07 (T) put up for another file

Mlly. 7-12-37.

For Collector.

JRM/7-12. 7.12.37

J·F·H
85

C.F. 16.

DRAFT FOR APPROVAL.

	Date.	Initials.
When received for fair copying ..		
When copied ..		
When examined..	3.1.	
When signed ..		
When despatched.		

SUBJECT :— Land + Buildings - Military - (Bellary) - Bellary Town - Disposal.

READ AGAIN WP 1, dated ____ 19____.

" " ____ " ____ 19____.

READ *ALSO* :—

No. B 4449/37 From the Govt R.D. Mem, No. 3674 B/37-1 of 13-9-37, dated 19____. Q

p 71 c+ " B.6171/37 " from Collr. Bellary " ____ 19____. } A

p 83 c+ " Re A-2 - 5612/37 of 6-12-37 " ____ 19____.

~~Order~~ ~~Mo.~~ / ~~Resolution~~ ~~Rout.~~ No. Refce, dated B 2040/37-9 of 23/12/19 37.

Submitted to the Govt.

ICS.
22/12/37

AL
22/12/37.

B
22.12.37

Gd
23/12/37

Mr
23/12

To
The Secretary to Govt.
Rev. Dept

87 85

Revenue DEPARTMENT.

In reply, please quote number, date and short title.*

Received *Registered* B 5021

From (Name) E.C.Wood Esq., I.C.S.,

(Designation) Collector.

Post Box , (Station) Bellary

Telegraphic Address :-

To

The Secretary to the Board of Revenue,

Madras.

Ref. *No.* 4059/35, *dated* 7th Decr. 1937.
Sir, A-2

Land and buildings - Military - Bellary taluk and town - disposal sale deeds.

Enclosures Sale deed.

Ref: Board's B.No. 2040/37-4 dated 30-9-1937 and B.No. 2040/37-7 dated 9-11-1937.

Spare Copies

The District Registrar has returned the document sent to him for registration saying that it could not be accepted for the reasons stated in his letter dated 1st November 1937, a copy of which is enclosed for reference. In this case the purchaser of the land was required to produce the necessary stamp papers and to get the document registered at his own cost. He acted accordingly but, while signing the document put inadvertently the date on which the document was prepared. When the document was ~~xxxxxxx~~ sent to the Government of India, Defence Department the Secretary of that Department struck off the date put by the purchaser and put the date on which he signed it. The latter date should have been taken as the date of execution, but the Registrar calculates the time from the original date on which the purchaser signed and concludes that the document is time barred. I request instructions of the Board in the matter.

2. As regards the land sold to Moosa Sahib, a copy of the endorsement sent to him is enclosed. No further communication has been made to him in the matter.

M Letty. 8-12-37

For Collector.

P.S. 8/12. 8/12

P.T.O.

Copy of letter dated 1st November 1937 from the Registrar, Bellary to the Collector, Bellary.

The document is transmitted by post instead of being presented in person as required by Regn. Rule 21. In this case the document may be presented by the private party Mr. Injeti Ramaswami Nayudu.

2. The date of execution 28-4-37 is subsequently corrected as 4-8-1937 and the date at foot of the document below the signature of Mr. Injeti Ramaswami Naidu still seen as 28-4-1937. As per Rule 32(iv) 28-4-1937 has to be taken as the date of execution

3. The document was not presented within 4 months from the date of execution as required by Sec. 23 of the Registration Act. The procedure as laid down in Sec.25 of the Act has to be followed for payment of fine,

4. As for the amount of the fine leviable, please vide Registration Rule 34.

5. A copy of the plan has to be sent along with the document as required in Sec. 21 (4) of the Act.

6. The document is herewith enclosed.

Copy of Endorsement Ref.No.4059/35-A2- dated 10-8-1937 from the Collector of Bellary to Mr. K. Muhammad Moosa Sahib, Contractor, Cowl Bazaar, Bellary.

---

ands and buildings - military - portion of S.No. 638 - Assistant Surgeons quarters - surrender of site to Government.

The intention of the petitioner to demolish the buildings and surrender the site to Government has been communicated to the Board of Revenue.

89

J. F. H

C.F. 16.

DRAFT FOR APPROVAL.

	Date.	Initials.
When received for fair copying		
When copied		
When examined		
When signed		
When despatched.	DESPATCHED 11 JAN 1938	

SUBJECT :— Lands and Buildings — Military — Bellary — Old Bellary Cantonment. Sale — Registration of document

READ AGAIN _____, dated _____ 19____.

" " _____ " _____ 19____.

READ *ALSO* :—

pp 87-88 Cf No. B. 6201/37 From the Collector of Bellary 19____. A with Encls

" _____ " Ref 4059/35-A.2 " 7.12.37 19____ (Paraphs

" _____ " _____ " _____ " _____ 19____.

Order—~~Ms.~~ / ~~Resolution~~-Rout. No. Ref ce, dated B. 2040/37-A2 to 7-1-1938.

The letter from the Collector of Bellary cited above together with its enclosures is forwarded to the Inspector General of Registration. He is requested to be so good as to suggest the procedure to be followed in getting the document registered.

KS. 5-1-38

AG 7.1.38

Me AG 7.1.38

AG 7.1.38

To The ~~Inspector General~~ Of Registration Madras with a doct in original (to be returned).

Flag C to go in original

[Papers to be sent R. Post].

91

B362

REGISTRATION DEPARTMENT.

From

M.R.Ry.Diwan Bahadur
B.V.Sri Hari Rao Nayudu Garu, B.A., B.L.,
Inspector-General of Registration,
M a d r a s .

To

The Secretary to the Board of Revenue,
Land Revenue and Settlement,
CHEPAUK, M a d r a s.

No. 41-Genl., dated 15th January 1938.

Sir,

Ref: Your letter Ref. B. No. 2040/37-10 dated 7-1-1938 - Lands and buildings - Military Bellary - Old Bellary Contonment - Sale - Registration of document.

In the circumstances explained by the Collector in his letter No. 4059/35-A/2 dated 7-12-1937, and seeing that in the body of the document the date of execution of the deed between the two parties is given as 4-8-1937 only, I have directed the Registrar to register the document after getting the date 28-4-1937 beneath the signature of the purchaser deleted.

2. The extra copy of the plan asked for by the Registrar may also be sent to him as it has to be filed in his records [Section 21 (4) of the Registration Act.]

3. The enclosures received are herewith returned.

I have the honour to be,
Sir,
Your most obedient servant,

INSPECTOR GENERAL OF
REGISTRATION.

Enclo: 2 (Plan & document)

S.V.S.

93

J.F.H

C.F. 10.

DRAFT FOR APPROVAL.

	Date.	Initials.
When received for fair copying		
When copied		
When examined	19-1-38	
When signed		
When despatched.		

DESPATCHED
20 JAN 1938

SUBJECT:— Lands + Buildings - Military - (Bellary) - GO Bellary Cantonment - Sale - Registration of Document executed by S. Ramaswamy Nayudu.

READ AGAIN _____, dated _____ 19____.

" " _____ " _____ 19____.

READ *ALSO*:—

87 Ct ~~220~~ No. B 6201/37 From the Coll. of Bellary, No. Re 4059/35-A-2 & 7-12-37 Q

89 Ct " Bds Refce B. 2040/37-10 & 7-1-38 19____. A

91 Ct " B.362/38 from S. & D. Rect " No 41/38 & 15 19-38. A

Order ~~Ms.~~ Resolution ~~Rout.~~ No. Refce, dated B. 2040/37-11 & 19-1- 19 38.

3.30 PM/19.1

The tody
Ms
19-1-38

Ltr. for Gerkin n 20/38. KW

Communicated to the Collector of Bellary. He is requested to get the document registered without further delay.

KS
18.1.38

AL
18/38

Ms
18.1.38

AL
19/38

To
The Collector of Bellary
with a doct in original
Flag (A) To go in orgl
by R. Post

94

No. 053

For Insurance Notices see reverse. Stamps affixed except in case of uninsured letters not exceeding 2½ tolas or one ounce in weight or on which no acknowledgment is due.

Rs. 2 As. 0

Date-stamp.

Received a registered

addressed to

Initials of Receiving Officer

* Write here "letter," "postcard," "packet" or "parcel" with the word "Insured" before it when necessary.

Insured for Rs. (in figures) (in words)

Weigh

Insurance fee Rs. As. (in words).

Rates

Value

Name and address of sender.

If insured.

C.E. PALIT

20 JAN 38

4 30 PM

95

GOVERNMENT OF MADRAS

Revenue Department.

1479

SECY. 22 FEB 1938

BOARD OF REVENUE 22 FEB 1938 MADRAS

Memorandum No. 875 D/38-1 dated 17th February 1938.

Land and buildings - Military - (Bellary) - Bellary - Disposal - Sale proceeds - Adjustment.

The attention of the Board of Revenue is invited to the correspondence ending with its Ref.No.B.2040/37-9 dated 23rd December 1937. The Board is requested to ascertain and report the month's account through which the sum of Rs 3,000/- being the sale proceeds of item No.20 - Staff and Miscellaneous Buildings at Bellary was passed to the Controller of Military Accounts, Northern Command, Rawalpindi, for credit to the special suspense head "Sale proceeds of surplus military lands and buildings".

P.K.Gnanasundara Mudaliyar,
Assistant Secretary to Govt.

To the Board of Revenue (Land Revenue & Settlement).

F o r w a r d e d
/By Order/

SRM.17.2.38.

Superintendent. 18/2/38

Revt E&R B. 3209
received with reply of 3/6/38:
ICS
3/6/38

97

J.F.H

C.F. 10.

DRAFT FOR APPROVAL.

	Date.	Initials.
When received for fair copying	12/3	
When copied	12/3/38	
When examined	14/3	
When signed		
When despatched.	DESPATCHED 16 MAR 1938	

SUBJECT :— Land & Buildings - Military - (Bellary) Bellary Town - Disposal Sale proceeds - Adjustment

READ AGAIN _____, dated _____ 19____.

" " _____ 19____.

READ *ALSO* :—

p 73 ct No. Bds Refce B. 2040/37-6 dt 28 10-37 From the _____, No. _____, dated _____ 19____. Q

p. 83 ct " B. 6171/37 " from Coll Bellary " RC 4-2-5612/37 dt 6.12.37 " _____ 19____. Q

p. 95 ct " B. 1479/38 " from Govt R D Mejno 875 D/38-1 dt 7.2.38 " _____ 19____. Q

Order / Resolution Ms. / Rout.. No. Refce, dated B. 2040/37-12 dt. 11.3.38 19____.

~~Forwarded to the~~ The Coll of Bellary is ~~Collector of Bellary. He is~~ requested to report at an early date the month's account through which the sum of Rs 3000/- being the Sale proceeds of item No. 20 - Staff and Miscellaneous - buildings at Bellary was passed to the Controller of Military accounts, Northern Command, Rawalpindi for credit to the Special Suspense head "Sale proceeds of surplus Military lands

L 12/3

RI dt 12/4/38 to Coll 12/4

RII dt 3/5/38 to Coll WH/5

RIII dt 18/5/38 to Coll WH/5

and buildings". [illegible]

[illegible]

[illegible]

[illegible]

K.S.
5/3/38
8.3.38

3/38

P I.e.

To

The Collector of
Bellary.

Another draft for approval

C.F. 32.

In reply, please quote number, date and short title.*

Revenue DEPARTMENT.

B 1690

Received *Registered*

From (Name) E.C.Wood Esq., I.C.S.,

(Designation) Collector,

Post Box ....., (Station) Bellary.

Telegraphic Address

To

The Secretary to the Board of Revenue,

Madras.

R.Dis. *No.* 4059/A/35 *dated* 24-2-38 19 .

Sir,

ENCLOSURES

Gue

SPARE COPIES

Land and Buildings - Military - Bellary Taluk and Town - Ex-Cantonment area - S.No. 635 F - copy of sale deed - submitted.

--

→ p 57 cf

Ref.- Board's References No. B. 2040/37-4 dated 30-9-37 and B.2040/37-11, dated 19-1-1938.

→ p 93 cf --

The sale deed in respect of the land and buildings in S.No. 635.F, was registered on 17-2-38 as no. 266 of 1938 of Book 1. A copy of the sale deed is enclosed with the registration particulars noted thereon.

pp 101 - 104 cf

Mally. 26-2-38.

For Collector.

JRM/26-2.

26/2

101 O/C of page 104 to 104.

INDENTURE OF SALE BY GOVERNMENT.

This indenture made the 4th day of August, One thousand nine hundred and thirty seven between t h e Governor-General in Council (hereinafter called the Vendor which expression unless repugnant to the context shall include his successors and assigns) of the one part and - injeti Ramaswami Naidu residing in Bellary in Bellary - Taluk, Bellary District (hereinafter called the purchaser which expression unless repugnant to the context shall include his heirs, executors, administrators and assigns) of the other part.

Whereas the vendor has agreed with the purchaser for the sale to him of his right, title and interest of and in the hereditaments and premises described in t h e schedule hereto at the price of rupees 3,000/- (Rupees three thousand) only free from all encumbrances and subject to the conditions hereinafter contained.

Now this indenture witnesseth that in pursuance of the aforesaid agreement and in consideration of the sum of Rupees 3,000/- (Three thousand) only paid by the purchaser to the vendor (the receipt whereof the vendor - hereby acknowledges) the vendor hereby transfers conveys and grants unto the purchaser all his right title and - interest of and in the hereditaments and premises described in the schedule hereto and delineated in the plan - hereto annexed to have and to hold the said hereditaments and premises unto and to the use of the purchaser, subject to the conditions hereinafter mentioned and the vendor - doth hereby covenant with the purchaser that he has not done anything or suffered anything to be done whereby the said hereditaments and premises are in any way encumbered or affected and further that he, the vendor, shall and - will from time to time and at all times hereafter at the request and cost of the purchaser do and execute or cause to be

to be done and executed all such acts, deeds and things whatsoever for further and more perfectly assuring the said hereditaments and premises unto and to the use of the purchaser in manner aforesaid as shall or may be reasonably required.

The conditions above referred to:

(1) that the said Injeti Ramaswami Naidu his heirs, executors administrators and assigns shall pay to the Government of Madras according to the Kistbandi of the Bellary Taluk an annual ground rent of Rs.5/- (five only) which shall be liable to revision at re-settlements,

(2) that in default of such payment, the said ground rent may be realised under the law for the time being in force for the recovery of arrears of land revenue,

(3) that the alienation of the land without the sanction of the Government of Madras to a person other than a British subject or a subject of a State in India shall invalidate the grant,

(4) that the land shall be subject to all general taxes and local rates payable by law or custom,

(5) that the existing and customary rights of the Government in streams, paths and roads running through or bounding the land disposed of under this sale and the right of the Government to a share in mines and quarries subjacent to the said land are reserved and are in no way affected by the disposal of the land under this sale. Government also reserve to themselves or to persons authorised by them the powers necessary for the proper working of the minerals such as the full and free liberty and right of ingress, egress and regress etc., as detailed in part II of the model form of mining lease (in appendix IX, Chapter VIII of the Madras Mining Manual) subject to the payment or rendering of compensation to the surface owner for all damages that he may sustain by the exercise of such rights,

(6) that the right to all sandalwood trees and their branches and roots, which may grow on the land is reserved to the Government of Madras and that that Government shall be at liberty to

cut

to cut or dig out any such trees or their roots and branches and remove them from the land in question and dispose of them at their pleasure. The purchaser shall not be entitled to cut or remove them or cause them to be cut or removed without the permission of the Collector of t h e District,

(7) that the purchaser shall take all reasonable measures to the satisfaction of the Collector of the district for the protection of the sandalwood trees from theft or damage and for the careful protection of the immature - trees growing on the land,

(8) that the purchaser shall take steps to see that the marks made by the Officers of the Government on the sandal wood trees are preserved and are not tampered with,, and

(9) that in the event of the infringement of, or failure to observe any of the conditions (6) to (8) mentioned -- above, the purchaser shall pay to the Government of Madras such compensation as is determined by the Collector of the District for any loss or damage caused by such infringement or failure on his part.

In witness whereof C.Mac I G.Ogiluic Esquire, C.B.E., I.C.S., Secretary to the Government of the Governor General in Council, and the said Injeti Ramaswami Naidu have hereunto set their hands the day and year first above -written.

The Schedule above-referred to.- All that piece of parcel of land situate in S.No.635/F of Bellary village, Bellary Taluk, Bellary District, containing by admeasurement 0.80 acre or thereabouts and bounded on the North by S.No.635/A; on the South by S.No.635/A; on the east by S.No.635/A, on the west by S.No.635/A and delineated in the plan hereto annexed together with all buildings fences hedges ditches ways waters water-courses -- liberties privileges easements and appurtenances whatsoever

(4)

whatsoever to the said piece or parcel of land belonging or anywise appertaining or usually held or enjoyed therewith or reputed to belong ~~to~~ or be appurtenant thereto.

Signed by C.Mac i G.Ogiluic Esquire, O.B.E., I.C.S.,
on behalf of the Governor-General in Council
in the presence of.

Signed by the said Injeti Ramaswami Naidu in the
presence of

(True copy)

The document was registered on 17th February 1938 as No.266 of 1938 of Book.1.

-:-

c.n.n./12-3-1938.

14/2

105

J. F. H

DRAFT FOR APPROVAL. C.F. 10.

	Date.	Initials.
When received for fair copying		
When copied	12/3/38	[illegible]
When examined	14/3	[illegible]
When signed	14/3	[illegible]
When despatched.		

RECEIVED 14 MAR 1938

SUBJECT :— Land & Buildings - (Bellary) Bellary Town - S. No 638 F - Disposal - Sale deed registered Copy submitted.

READ AGAIN ", dated 19.

" " " 19.

READ *ALSO* :—

No. From the, No., dated 19.

p 99 cf " B. 1690/38 from the Coll. of Bellary 19. Q

" " RDis 4059/A/38 dt 24.2.38 19.

" " " 19.

Order / Resolution Ms. / Rout. No. Reference, dated B 2040/37-12 11-3-38 19.

The sale deed in respect of the land and buildings in S. No 638 F of Bellary, sold to Injeti Ramaswami Naydu was registered on 17.2.38 as No 266 of 1938 of Book No 1. A copy of the sale deed with the registration particulars noted thereon is enclosed with reference to Govt Memorandum No. 1274 D/37-3 dt. 13-8-1937

H/3 p 99 cf

pp 101-104 cf

p 534

To
The Secretary to the
Govt. Rev. Dept
with a copy of Sale deed
pp 101-104 cf. to go in original
D. Pl. Keep Rec of pp 101-104 cf

5/3/38 9338 10.9.

10 10

D 2406

GOVERNMENT OF MADRAS

Sectt. II-15 (a)—40,000—14-10-36.

BOARD OF REVENUE 21 MAR 1938 MADRAS

Received 193 *Registered* 193 .

Abstract.

Land and buildin ,s - Military (Bellary) - Bellary - Disposal - S.No.635 F and 638 - Sale deeds - Execution.

REVENUE DEPARTMENT.

G.O. No. G.O.No.Ms.745 **dated** 18th March **193** 8

ENCLOSURES.

No.

READ the following paper :—

G.O.No.464-65 Rev. dated 1st March 1937.
From the Board of Revenue, L.R. & S., No.B.2040-37-2 dated 17th June 1937.
From the Government of India, Defence Department, No.1544-1/D4 dated 5th August 1937.
From the Board of Revenue, L.R. & S. Ref.2040/37-5 dated 30th September 1937.
From the Government of India, Defence Department, No.2177-1/D4 dated 15th November 1937.
From the Board of Revenue, L.R. & S. Ref.B.2040/37-13 dated 11th March 1938.

O R D E R.

16 The following letter will be sent to the Government of India, Defence Department.

(By Order of His Excellency the Governor)

B.G. Holdsworth,
Secretary to Government.

To the Board of Revenue (L.R. & S.) (with encls.)

True Copy
F o r w a r d e d
(By Order)

15.3.38

Superintendent.

P.T.O.

Revenue Department,

No.746.

From

B.G. Holdsworth, Esq., I.C.S.,

Secretary to the Government of Madras,

To

The Secretary to the Government of India,

Defence Department.

Dated Fort St. George the 18th March 1938.

Sir,

Land and buildings - Military - (Bellary) - Bellary - Disposal - S.No.635 F - Sale deed - Copy.

Ref:- Letter from the Government of India, Defence Department, No.1554-L/D4 dated 5th August 1937.

****

With reference to the letter quoted above, I am directed to forward a copy of the sale deed in respect of the land and buildings in S.No.635 F of Bellary with registration particulars noted thereon.

I have the honour to be,

Sir,

Your most obedient Servant,

B.G. HOLDSWORTH.

Secretary to Government.

M.S.

109

J.F.H

C.F. 16.

DRAFT FOR APPROVAL.

	Date.	Initials.
When received for fair copying	24/3	BL
When copied		
When examined	N.U.	
When signed		
When despatched.		

SUBJECT :— Land + Buildings - (Military) (Bellary) T Bellary TK & Town. S.No 635-F - Copy of Sale deed.

READ AGAIN _____, dated _____ 19____.

" " _____ " _____ 19____.

READ *ALSO* :—

No. B/1690/38 From the Coll. Bellary, No. R.Dis 4059/A/358 dated 24.2.38 19____. Q

pp 107-108 " B 2406/38 " from the Govt R.D " ? 19____. Austin Saml

" _____ " _____ " 9.0 Ms 7450 " 18.3.38 " _____ 19____.

Order ~~Ms.~~ / Resolution ~~Rout.~~ No. Refce, dated B 2040/37-148 30.3.38 19____.

Communicated to the Collector of Bellary

ICS.

26/3/38

26.3.38

29/3/38

To

The Coll. of Bellary

109

J.F.H

C.F. 16.

DRAFT FOR APPROVAL.

	Date.	Initials.
When received for fair copying	31/3	
When copied		
When examined		
When signed		
When despatched.		

SUBJECT :— Land + Buildings - (Military) (Bellary) + Bellary Fort + Town. S. No 635-F - Copy of Sale deed.

READ AGAIN _____, dated _____ 19____.

" " _____ " _____ 19____.

READ *ALSO* :—

p 99 Ct No. B/1690/38 From the Coll. Bellary R. Dis 4059/A/3508 24.2.38 Q

pp 107-108 Ct " B 2406/38 " from the Govt " R.D " 2 19 Austin Saml

" _____ " _____ " 9.0 Ms 7450 18.3.38 " 3 19____.

~~Order~~ ~~Ms.~~ / ~~Resolution~~ ~~Rout.~~ No. Refce, dated B 2040/37-148 30.3.38 19____.

Communicated to the Collector of Bellary

ICS.

26/3/38

29/3/38

To

The Coll. & Bellary

Revenue DEPARTMENT.

In reply, please quote number, date and short title.*

Received ____ *Registered* ____

From (Name) J.W. Pritchard Esq., I.C.S.,

(Designation) Collector,

Post Box ____, (Station) Bellary.;

Telegraphic Address ____

BOARD OF REVENUE
4 - JUN 1938
MADRAS
I.O. 6/6/38

To

The Secretary to the Board of Revenue,
Madras.

Ref.C.No. 1228-38A-2, *dated* 1-6-38. 19

Sir,

* Land and Buildings- Military- Bellary Town- Item No. 20 Staff and Mise Buildings- sale proceeds- adjustment.
Ref:- Board's Refce.B.No. 2040/37-12 dated 11-3-38.

Enclosures ____

pp 97-98
4

Spare Copies ____

The amount of Rs 3000 for which item No. 20 Staff and Miscellaneous buildings were sold, was credited to the special suspense head " Sale proceeds of surplus Military lands and buildings" on 30th March 1936. This fact was reported to the Government of India by the Local Government in the Revenue Department letter No. 421-D/33-45 dated the 4th August 1936.

p 543 c+of
(T)
B.P Mis 1506
10/5/37

A.S.N./3-6a.

3.6.38

For Collector.

P.S
3.6.38

113

J.F.H

C.F. 16.

DRAFT FOR APPROVAL.

	Date.	Initials.
When received for fair copying ..	16.6	
When copied ..	16.6	
When examined..	17.6	
When signed ..	17/6	
When despatched.		

SUBJECT:— Land + Buildings - Military + (Bellary) - Bellary Town — Disposal ~~of Nos 1 to 15~~ Sale proceeds - Adjustment - Report submitted

READ AGAIN _____, dated _____ 19____.

" " _____ " _____ 19____.

READ ALSO:—

p 95 ct No. B 1479/38 From the Govt R.D Memo No. 875- D/38-1 dated 17-2-38 Q

p 111 ct "B 4229/38 from the Collector of Bellary 19____ A.

" Ref c. 1228-38 A-2 dated 1-6-38 19____.

~~Order~~ / Resolution ~~Memo~~. No. 1663, dated 15/6/1938.

Submitted to the Government with reference to their Memorandum cited above

Ics.

13/6/38

14/6

Ime 17/6

To the Secy to the Govt Rev. Deptt

BOARD OF REVENUE
19 SEP 1938
MADRAS

GOVERNMENT OF MADRAS

REVENUE DEPARTMENT.

E4841

No.875 D/38-7

SEC'T.
13

From

B. G. Holdsworth Esquire, I.C.S.,

Secretary to the Government of Madras,

To

The Controller of Military Accounts.
(W.Section)

Northern Command, Rawalpindi.

Dated Fort St.George, the 10th September 1938.

Sir,

Land and buildings - Military - (Bellary) - Bellary - Disposal - Sale proceeds - Adjustment - Your letter No.W/596, dated 3rd February 1938.

In reply to your letter quoted above I am directed to state that the sum of Rs.3,000/- being the sale proceeds of item 20 - staff and miscellaneous buildings - was adjusted to the special suspense head 'sale proceeds of surplus military lands and buildings' not on 30th March 1936 as stated in my letter No.3674 D/37-2, dated 8th January 1938, but on 27th April 1935 by the Tahsildar of Bellary in chalan No.81 of that date. Credit for this sum was passed to the Controller of Military Accounts, Southern Command, Poona in the exchange accounts of the office of the Accountant-General, Madras, for April 1935.

I have the honour to be,

Sir,

Your most obedient servant,

B.G.Holdsworth,

SECRETARY TO GOVERNMENT.

M.A.D:-10-9-38.

P3CF(Z) Copy forwarded to the Board of Revenue, with reference to the correspondence ending with its L.Dis.E.No.4358/38, dated 30th August 1938.

/By Order/

M.A.D:-10-9-38.

Superintendent.

[Fwd]

C.F. 16.

DRAFT FOR APPROVAL.

	Date.	Initials.
When received for fair copying ..	19.9	
When copied ..	21/9/38	
When examined..	21/9/38	
When signed ..		
When despatched.	DES. 22/SEP 1938	

SUBJECT:— Landed buildings - Military - (Bellary). Bellary - Disposal - Sale proceeds - Adjustment - Letter from the Govt to the Controller of Military accounts - Communicated to the Collr.

READ AGAIN ____, dated ____ 19____.

" " ____ " ____ 19____.

READ *ALSO*:—

E. No. 4841/38 From the Govt. R.D No. 875/D.38-7, dated 10-9-1938. P1 of A

" ____ " ____ " ____ " ____ 19____.

" ____ " ____ " ____ " ____ 19____

~~Order~~ ~~Ms.~~ Resolution Rout. No. E. 4841/38 L. Dis, dated 19-9-1938

Communicated to the Collr. of Bellary with reference to his letter Rc. 3024-38-A 2 dt. 19/8/38

Dr. 13/9/38

To The Collr. of Bellary.

Dr 14.9.38 W 15/9

Dr 14.9.38

O.N

After issue the papers will be stitched with ~~LDis E 4358/38~~ dt. ~~30.8.38~~ at (7) BP No. 166 x 3 dt. 15.6.38.

Dr 14.9.38.

W 15/9

x Put up in another file in O.N

C.F. 32.

Revenue DEPARTMENT.

In reply, please quote number, date and

BOARD OF REVENUE
22 AUG 1938
MADRAS

Received _____ *Registered* E 4358

From (Name) J.W. Pritchard Esq., I.C.S., E1

(Designation) Collector

Post Box _____, (Station) Bellary,

Telegraphic Address _____

To

The Accountant-General,
MADRAS.

Ref. *No.* 3021/38 A.2, *dated* 19th ~~xxxxxxx~~ August 1938

Sir,

Enclosures _____

_____

_____

Spare Copies _____

Land and buildings - military - Bellary town - staff and miscellaneous buildings - sale proceeds - date of adjustment - reported.

Ref: No. T.13.Bell.381 dated 30-7-1938.

The sum of Rs. 3000/- being the sale proceeds of Barrack Sergeants' quarters, was adjusted to the Military Accounts on 27th April 1935. No separate amount of Rs. 3000/- was credited on the 30th June 1936.

(Sd) Muhammad Ismail.
For Collector.

Copy submitted to the Board of Revenue, Madras with reference to Board's Ref. B. No. 2040/37-12 dated 11-3-1938.

pp 97-98 cf (Z)

P.S. 19/8.

For Collector.

- -1938

Tin 1663
1563

1A 3 [FWS]

C.F. 16.

DRAFT FOR APPROVAL.

	Date.	Initials.
When received for fair copying	31/8	
When copied	31/8/38	
When examined	31.8.38	
When signed		
When despatched.		

DESPATCHED
-1 SEP 1938

SUBJECT:— Land and Buildings - Military - (Bellary) - Bellary town - Disposal - Sale proceeds - Adjustment.

READ AGAIN ——— , dated ——— 19——.

" " ——— " ——— 19——.

READ *ALSO*:—

E. No. 4358/38 From the Collr. of Bellary Reg. No. 3021/38-A2 dated 19-8-1938 A plg

" ——— " ——— " ——— " ——— 19——.

" ——— " ——— " ——— " ——— 19——.

~~Order~~ / Resolution d. Dis. E / ~~Ms.~~ / Rout. No. 4358/38, dated 30-8-38. 19——.

To the Secy. to Govt. R.D.

Submitted to the Govt. in continuation of B.P. Misc. 1663 dy 15-6-38.

28/8 30.8

Note.

A reference from the Collector of Bellary similar to the one ~~under~~ now in question was already submitted to the Govt. Vide pp 111 – 113 c.f. of B.P. Mis. 1663 dy 15-6-38. The present one also may be submitted to the Govt.

(Z)

P.T.O.

for information. After issue, this may be stitched with BP. Mis. 1663 (2)

of 15-6-38.

30.8.38

28/8

28/8

JS(A)
AS(LR)
DS
Tm
AM

Note file

Land - Buildings (Bellary) Bellary Tk and Town - S.No 638 (part) and 635 (part)
Sale - execution of sale deeds.

p.1 cf: B 4855/36 Govt R.D. Memo 421-D/33-47 dt 10.10.36.
pp 31-32 cf: Issued as. Bds Refer B 3781/32 dt 4.11.36.
p 37 cf: Collr of Bellary - No 4059/35-A2 dt 12.5.37
pp 39-40 cf: Issued as: Refer B 2040/37-1 dt 19.5.37.
p 41 cf: B 2404/37 - Collr of Bellary Refer 4059/37 dt 27.5.37
pp 45-46 cf: Issued as: Bds Refer B No 2040/37-2 dt 17.6.37
p 49 cf: Issued as: Bds Refer B No 2040/37-3 dt 10.8.37
p 51 cf: B 3832/37: Collr of Bellary Refer 4059/37-D dt 10.8.37
p 53 cf: B 3867/37: Govt R.D. Memo No 1274-D/37-3 dt 8.8.37

To AS.

This file relates to the sale by the Govt of India of parts of S Nos 638 and 635 of Bellary Town to Mahamad Moosa Sahib and Ingeti Ramaswami Naian. respectively.

2/ So far as the sale to Inget Ramaswami Naiun is concerned, the sale deed has been duly executed both by him and the Govt of India. The Govt have now forwarded it for registration after obtaining the attestation of

(A). p 41 cf. p 53 cf. p 53 cf.

the

purchaser to the several corrections
The Govt of India have attested
all the corrections noticed in the
list at pp 47-48 cf. except three.
They have apparently considered that it is
~~which seems apparently~~ not necessary to attest them.
The sale deed with a copy of the Memo at p 53 cf (A).
sale may now be forwarded
to the Collr for necessary action
and the submission of a copy of the
sale deed for transmission to
the Govt of India. A Copy of the sale deed
at (A) may be kept for comparing the Copy received from the Collr.
3/ The other purchaser,
Md. Moosa Saheb objected to his
being required to produce the p 41 cf.
necessary stamp papers.
On his being told that he
should produce them, he has
chosen to demolish the buildings
and surrender the site to the p 51 cf.
Govt. The Collr reports that
Md. Moosa Saheb has commenced
to demolish the buildings.
Moosa Saheb purchased in auction
both the buildings and the site for item 15 at p 346 cf of (T)
Rs 1400/- The purchase money has been collected in full
and credited to the head sale proceeds of surplus military lands & buildings. p 517 CF of (T).
~~now he offers to surrender~~ the site after taking
away the building materials.
The extent of the plot is 26 Cents. ⊗ p 29 CF
It is presumed that Moosa
Saheb

Sahib ~~has~~ ~~or~~ will not abstain for
refund of any portion of the purchase
money (Rs 1400/-) after surrendering
p23cf It is not known how the purchaser entered on the
the site. ~~Perhaps for the Collr may~~ site and began the demolition of the building before he was
~~be asked to obtain his consent~~ put in possession of the property. But as the Govt are
~~to that effect and submit his~~ not loser by the transaction his action may perhaps
~~statement~~ be approved. The Collection
production of stamp papers and the execution of the
~~sale deeds~~ sale deed need not perhaps be insisted on. This is done in the case of buildings sold for the removal
RS 28/8 of materials. The
Collr may be requested to obtain from
Moosa Sahib a formal relinquishment deed or
a statement to the effect that he has surrendered
his claim to the site without any compensation
or refund of the purchase money.

The Govt may also be informed of the
facts so that they may intimate the Defence
Depts. if it appears unnecessary to ask the
Collr to direct the purchaser not to remove
the materials until the orders of the Govt of
India are received.

For orders.

RS 30/8/37. H 6/9/37 JS(A)

Are the Govt in any way interested
in having the sale deeds executed? Is it not
more important to the purchaser to get a title deed?
If the purchaser does not choose to pay for
the stamps cannot the matter be kept there
without a formal sale deed being executed?

Rd to execution of the sale deed form and of the conditions of sale.

Ep

7.9.37

Pm 9/9. J.S.(A)

A.S.(LR)

To A.S. (LR).

Pl see the query of the A.J.S. overleaf

Resubmitted

With a book

1. The Govt are not interested in any way in having a sale deed executed in favour of the auction purchaser. It is more important to the purchaser to have a title deed. The sale in the present case was of land and buildings. When land and buildings are sold by the Provincial Govt a separate title deed for the land sold and a certificate for the building are issued. Vide Appendix XXV and XXVI at pp 254 and 255 of B.S.O. Vol I. When the Govt sell land with buildings it appears necessary that they should convey the property sold to the purchaser.

@ Con. slip no. 76 of 27.5.3

~~[illegible]~~

The sale relates to Military land and buildings. According to instruction 3(a) in Part II at p 124 of the Military Lands Manual a transfer deed should be drawn up by the purchaser at his expense. But a transfer deed is never executed in cases of sale of

of buildings for the removal of materials alone. Although the sale in the present case was only of the ~~materials~~ land with buildings the purchaser is removing the materials and has agreed to relinquish the land. This amounts to a sale of materials only. ~~In~~ In view of the instructions in the Military Lands Manual and of the fact that the draft sale deed was approved by the Govt of India it is submitted that the facts may be reported to the Govt with the recommendation that the question of executing a sale deed may be dropped

AL 24/9/37

25.9.37

For orders.

TJS 17.9.37. AL 24/9/37 T.S. (A)

J. of A.S. (LR).

Two drafts to Govt and the Collector are submitted.

TJS 27/9. 24. Para 2 of the draft to the Govt is subject to approval.

AL 29/9/37 T.S. (A)

Kept down for the Govt.

TJS 28/9.

Have modified the drafts

AL 30.9.37

A.S. (LR).

p 61 C.F. Issued as B.O.'s Reg B. 2040-37-4 of 30-9-37 to the Govt of Bellary

p 63-64 C.F. Do - do- Reg B. 2040-37-5 of 30.9.37 to the Govt R.D.

p 71 C.F. B. 4449/37 From the Govt R.D.

Pl. see the Govt Memo at p 71 C.F.

24.

2. In their Memo at pp 359-360 C/F ⓘ the Govt directed that the sale proceeds of the buildings sold with their sites should be passed on to the Controller of Military Accounts and did not call for a report after the sale proceeds had been so passed of. They now call for this information. A/Reg. to the Govt is submitted for approval.

Draft

27/10/37 JS (A) 28.10.37

SU 26/10.

B 5232/37 from the Collr. of Bellary, pp 61-62 C/f

Bdi Dep. B. 2040/37-5 of 30.9.37 pp 63-64 C/f

B 5251/37 from Govt R.D letter pp 75-76 C/f

No 1274/D37-4 of 25.10.37.

A.S (L&R)

To Asst. Secretary

Please see the letter from Govt R.D at pp 75-76 C/f. It may be communicated to the Collector of Bellary. Draft submitted for approval.

KS. 6/11/37

8/11/37 JS (A) 9.11.37

A.S.(L.R.)

To Asst. Secretary.

Please see the Govt. Endt at page 79 ct. Draft submitted for approval.

K.S.
29/11/37
30.11.37

30/11/37.

J.S (A)
~~A.S(L.R.)~~

To Asst Secretary.

Please see the Govt Memo at p. 71 ct and the Collector's reply at p 83 ct. The Collector reports that the sale proceeds of items 1 to 4 in the Annexure to the letter of the Govt of India Dt 10.12.35 were adjusted to the Controller of Military Accounts in 1933. The Collector's letter may be submitted to the Govt.

Draft submitted for approval.

K.S.
22/12/37
22.12.37

22/12/37 J.S.

J S (A)

~~A.S (L.R.)~~

To ~~A.S.~~ Secretary

Please see the Collector's letter at page 85 c/f.

The document at (6) and the Collector's letter at page 85 c/f together with its enclosure may be sent to the Inspector General of Registration and he may be asked to suggest if it is possible in any way to register the document / ~~letter~~ its being registered.

for

4.1.38

28/12/37
7/1
3.1.38

J.S (A)

~~3120~~

To A.S.(L.R.)

— Draft submitted for approval.

A.S.(L.R.)

7/1/38

5.1.38
9.1.38

J.S.(A)
A.S.(L.R)

p87 ct B. 6201/37 from the Collr. of Bellary

p89 ct Bd's Rofee B. 2040/37-10 dt 7-1-38

p91 ct B. 362/38 from the D.R. of Registration

To Asst. Secretary.

Please see the Collector's letter at page 87 ct and the letter from the D.R. of Registration in reply to the Board's reference at page 89 ct

The D.R's letter may be communicated to the Collector of Bellary for necessary action. Draft submitted for approval.

K.S.

18.1.38

18/1/38

18/1/38

J.S.(A)

19.1.38

p. 95 ct B. 1479/38 from the Govt. R.D. Memo No. 875 D/38-1 dt 17-2-38

J.S.(A)
A.S.(L.R)

p. 99 ct B 1690/38 from the Collector of Bellary R. Dis 4059/A/38 dt 24.2.38

To Asst. Secretary.

Please see the Memo from Govt at p. 95 ct. Draft to Collector is submitted for approval.

Please see the Collector's letter at p. 99 ct. The Col. of the

P.T.O

Sale deed at pp 101-104 Ct may be submitted to the Govt. with reference to the Govt Memo. at page 53 Ct. Draft submitted for approval.

ICS.
5/3/38
8.3.38

FL
9338

JS(A)
9.3.38

Issued as Ref B 2040/37-1 dt 11.3.38 to Ct
B. 2406/38 from Govt R D & I.O. Mys 745 dt 18.3.38 to Ct

~~JS(A)~~
A.S(L.R)

To Asst. Secretary.

Please see the G.O at pages 107-108 Ct. It may be communicated to the Collector of Bellary. Draft Submitted for approval.

ICS
26/3/38
26.3.38

FL
29/3/38

p 95 cf — B. 1429/38 from the Govt R.D
Memo No 875 D/38-1 dt 17.2.38

p 97 cf — Bds Refce B. 2040/37-12 dt 11.3.38

p 111 cf — B. 4209/38 from the Collector of Bellary
Ref = C - 1228 / 38 A.2.8 1.6.38

To Secretary.

This file relates to the sale ~~by the Govt of Madras~~ of parts of S.Nos. 635 and 638 of Bellary Town. The Government memo at page 95 cf has to be replied to. Please see the Collector's letter at page 111 cf in reply to the Bds Refce at pp. 97-98 cf. It may be submitted to Govt. and the file closed. Draft submitted for approval.

ACS
13/6/38

DS
14/6/38

15/6/38

CIRCULATION CHECK SLIP.

B.P. No. Mis 1663

Dated 15·6·38

Single Member

~~Two Members~~

~~Full Board~~.

	1.A.	A.D.S- & L.R.,	A.S. L.R.,	A.S. Sett.	A.S. Sep. Rev.,	J.S. (A)	Secy.	M.3.	M.2.	M.1
(1) Open file seen by			✓			✓				
(2) Final draft seen by		✓								
(3) Now circulated to										
(4) Initials.										

Passed for record.

**~~Secretary~~
~~Joint Secretary~~

~~A.S. (L.R.,)~~

~~A.S. (Sett.,)~~

~~A.S. (Sep. Rev.,)~~

~~A.D.S & L.R.,~~

I.A. 28638

** Note - Entries not required to be scored out.

MSR/NA